

**THE AGUILERA LAW GROUP, APLC**

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Attorney for Plaintiff  
**ST. PAUL MERCURY INSURANCE COMPANY**

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

ST. PAUL MERCURY INSURANCE  
COMPANY, a Minnesota corporation

Plaintiff,

v.

AMERICAN SAFETY INDEMNITY  
COMPANY, an Oklahoma corporation; et  
al.,

Defendants.

Case No. 5:12-cv-05952-LHK

**STIPULATION TO DISMISS DEFENDANT  
INTERSTATE FIRE & CASUALTY  
COMPANY; ~~PROPOSED~~ ORDER**

Complaint Filed: November 21, 2012  
Trial Date: No Date Set

IT IS HEREBY STIPULATED by and between Plaintiff ST. PAUL MERCURY INSURANCE COMPANY (“ST. PAUL”) and Defendant INTERSTATE FIRE & CASUALTY COMPANY (“INTERSTATE”) through their designated counsel that Defendant INTERSTATE only be and hereby is dismissed without prejudice from the above-captioned action pursuant to FRCP 41(a)(1).

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Both Plaintiff ST. PAUL and Defendant INTERSTATE further stipulate to bear their own costs and fees.

Dated: March 26, 2013

**THE AGUILERA LAW GROUP, APLC**

/s/ Scott La Salle

A. Eric Aguilera  
Scott La Salle  
Attorneys for Plaintiff ST. PAUL FIRE AND MARINE  
INSURANCE COMPANY

Dated: March 26, 2013

**HAIGHT, BROWN & BONESTEEL LLP**

/s/ Jesse M. Sullivan

Michael J. Leahy  
Jesse M. Sullivan  
Attorneys for Defendant INTERSTATE FIRE & CASUALTY  
COMPANY

**ORDER**

Pursuant to stipulation of Plaintiff ST. PAUL and Defendant INTERSTATE and good cause existing therefore,

**IT IS HEREBY ORDERED** that defendant INTERSTATE only may be dismissed without prejudice, with each party to bear their own costs and fees.

Dated: April 2, 2013

Lucy H. Koh  
Hon. Lucy H. Koh  
Judge of the District Court